

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
AT FRESNO

USA)	1:06-mj-00036
)	
Plaintiff,)	Ruling on Order to Show Cause;
)	Ruling on Defendant's Request
vs.)	Regarding Personnel file
)	Production
JEFFREY D. VOGLAND,)	
)	
Defendant.)	
_____)	

The Court has now received the Government's Ex Parte response to the Order to Show Cause issued by this Court on December 13, 2006. As a result, the Court has re-reviewed the personnel files in camera.

The Court concludes that there is nothing in the personnel file of Russell Klawiter that has any probative value as to Agent Klawiter's credibility as a witness as defined in U.S. vs Henthorn 931 F2d. 29 (9th Circuit 1991) and U.S. vs Herring 83 F.3d 1120 (9th Circuit 1996).

IT IS SO ORDERED.

Dated: December 21, 2006
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/s/ Lawrence J. O'Neill
UNITED STATES MAGISTRATE JUDGE